

IN THE DISTRICT COURT OF THE UNITED STATES
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
ASHEVILLE DIVISION

CIVIL NO. 1:03CV218

CARROLL MOORE,)	
)	
Plaintiff,)	
)	
Vs.)	<u>AMENDED JUDGMENT</u>
)	
CITY OF ASHEVILLE, NORTH)	
CAROLINA; JAMES L.)	
WESTBROOK, JR., in his official)	
capacity as the City Manager of)	
Asheville, North Carolina; and)	
ASHEVILLE POLICE)	
DEPARTMENT,)	
)	
Defendants.)	
_____)	

THIS MATTER is before the Court on remand from the Fourth Circuit Court of Appeals directing this Court to dismiss the Plaintiff's complaint. **See, *Moore v. City of Asheville, North Carolina*, 396 F.3d 385 (4th Cir.), cert. denied, 2005 WL 2413957 (Oct. 3, 2005).**

For the reasons stated in the mandate of the Fourth Circuit, **see, *id.*, at 397,**

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED that the Plaintiff's complaint is hereby **DISMISSED** in its entirety.

Signed: November 5, 2005

A handwritten signature in dark ink, appearing to read "L. H. Thornburg", is written over a horizontal line.

Lacy H. Thornburg
United States District Judge

